

3681 C.C 2324

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.
19345-086780

In Re Application Of
Kerr

MAR 25 2003

Serial No.
09/807,634

Filing Date
04/16/2001

Examiner
Williams

Group Art Unit
2321

Invention:

ALL GEAR INFINITELY VARIABLE TRANSMISSION

APR 08 2003

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 12/16/2002 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

☐ One month ☒ Two months ☐ Three months ☐ Four months ☐ Five months

from: 01/16/2003 until: 03/16/2003
Date *Date*

The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	-	20 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	-	3 =	0	x \$84.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$410.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$410.00

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**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Large Entity)**

Docket No.
19345-086780

The fee for the amendment and extension of time is to be paid as follows:

- ☐ A check in the amount of \$410.00 for the amendment and extension of time is enclosed.
- ☐ Please charge Deposit Account No. in the amount of \$410.00
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1759
A duplicate copy of this sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-1759 A duplicate copy of this sheet is enclosed.
- X Credit Card Form PTO 2038

*Declined 3/31/03 customer gave authorization to
charge Deposit Account 50-1759*

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Signature

Dated: 03/17/2003

Robin W. Asher, Reg. No. 41,590
Clark Hill PLC
500 Woodward Avenue, Suite 3500
Detroit, MI 48226-3435
(313) 965-8300

I certify that this document and fee is being deposited
on 03/17/2003 with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.


Signature of Person Mailing Correspondence

J.H. Fournier

Typed or Printed Name of Person Mailing Correspondence

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 3681

Examiner: Williams, Eric M.

Applicant(s): Kerr

Serial No.: 09/807,634

Filing Date: 04/16/01

Title: ALL GEAR INFINITELY VARIABLE
TRANSMISSION

ELECTION

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Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated December 16, 2002.

The Examiner indicated that the reply filed on 10-08-2002 was not fully responsive to the prior Office Action because the reply must identify the claims readable on the elected species, including any claims subsequently added pursuant to MPEP 809.02(a) and 37 CFR 1.111.

The Examiner previously indicated that the Applicant is required to elect a single invention to which the claims must be restricted from the following Groups:

Group I, claims 1-26 drawn to an Infinitely Variable Transmission;

Group II, claims 27-31 drawn to an Actuator; and

Group III, claims 32-35 drawn to a Method for Defining Tooth Flanks on a Pair of Meshing Non-Circular Gears.

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Additionally, the Examiner indicated that the claims are directed to more than one species of the generic invention and required an election of one species for the Group elected.

In response, Applicant elected to continue to prosecute the Group the Examiner identified as Group I, claims 1-26 and elected the species of Figures 2f; 5a,b; and 11b.

Applicant now further identifies the claims which are readable on the elected species as follows:

Claims 1-4 and 8 read on Fig. 2f.

Claim 17 reads on Figs. 5a,b.

Claims 23,24 read on Fig. 11b.

Additionally, the remaining claims read on the following species:

Claim 5 reads on Fig. 8, claim 6 reads on Fig. 9, claim 7 reads on Fig. 10, claim 9 reads on Fig. 2e, claims 10-11 read on Fig. 11, claim 12 reads on Fig. 12, claim 13 reads on Fig. 13, claims 14-15 read on Fig. 14, claims 16-19 read on Figs. 3, claims 20-22 read of Fig. 13, claim 25 reads on Fig. 16 and claim 26 reads on Fig. 17.

It is respectfully submitted that this patent application is in condition for examination on the merits, which is respectfully solicited. If the Examiner has any questions regarding this election or patent application, the Examiner is invited to contact the undersigned.

The Commissioner is hereby authorized to charge any underpayment or credit any overpayment of the above fees associated with this Communication to Deposit Account No. 50-1759. A duplicate copy of this form is attached.

Respectfully submitted,



Robin W. Asher
Registration No. 41,590

Clark Hill PLC.
500 Woodward Ave., Suite 3500
Detroit, MI 48226
(313) 965-8665

Date: March 17, 2003

Attorney Docket No. 19345.086780